

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 1ST DECEMBER 2006 / 10TH AGRAHAYANA 1928

Bail Appl..No. 7124 of 2006()

CRIME NO.435/06 OF ALATHUR POLICE STATION

APPLICANT/ACCUSED

SIVAN, AGED 48 YEARS,
S/O.ARUMUGHAN, CHEENIKKODE HOUSE,
P.O.THENNILAPURAM, ANCHUMOORTHY VIA.,
PALAKKAD.

BY ADV. SRI.P.VIJAYA BHANU
SMT.P.MAYA

RESPONDENTS: COMPLAINANT

STATE OF KERALA,
REP. BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SHRI P.N.SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 01/12/2006, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

V.RAMKUMAR, J.

B.A.No. 7124 OF 2006

DATED THIS THE 1ST DAY OF DECEMBER, 2006

O R D E R

Petitioner who is the sole accused in Crime No.435/06 of Alathur Police Station for an offence punishable under section 326 IPC, seeks anticipatory bail. The occurrence took place on 27.10.2006. The injured is the sister-in-law of the petitioner. The petitioner is alleged to have beaten her with the handle of a spade causing fracture on the shoulder bone, frontal bone and also broken one tooth besides other injuries.

2. Anticipatory bail cannot be granted in a case of this nature. There is no reason why the petitioner should not seek regular bail. Accordingly, if the petitioner surrenders before the Magistrate concerned and files an application for regular bail, within 10 days from today, the same shall be considered and disposed of, preferably on the same date on which it is filed.

With this observation, this application is dismissed.

V.RAMKUMAR, JUDGE

dsn